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The Further Discussion.

EDITOR GAZETTE: As the ability and fitness of Judge Prince for the office of Chief Justice has been the fruitful theme of discussion, and I have not yet expressed an opinion on the subject, I would like to do so through your columns.

If I knew of any fact or circumstance position he holds; but, upon having a short time subsequently more fully investigated the matter than I had done before, I found that he was perfectly right in overruling said demurrer as he did, and that no argument I then could have made in support of it, could persuade a learned and honest Judge to do

otherwise than overrule it. Again, at the last August term of the court, his ruling on a certain point which then arose in the progress of the trial of a case in which I was engaged, so provoked me that I, a second time, stated that he did not know a particle of law, and that he was, by reason of his ignorance thereof, wholly incapable of discharging the duties of his oflice; but, as in the other case, I afterwards found that the ruling complained of by me was correct, and that I have misconceived the law in this case as I had misconceived the law in the case of the demurrer. Consequently, I have since concluded that Judge Prince knows much more law than I do; that he is, in fact, a man of considerable legal ability, and being scrupulously honest, and possessing a high sense of honor, that he is eminently fit for the honorable position he holds; and I am also convinced that every case which may be presented to him in a clear, logical and legal form, will receive all the judicial attention, consideration and sanction which the merits of the same and the law applicable thereto may require It is also stated that Mr. Clancy is an importation of Judge Prince. This is not so. Mr. Clancy, who is a member of the bar himself, was practicing law in the Second Judicial District of this Territory when Judge Prince was appointed to the position he now holds, and it was upon the recommendation of the leading citizens of Santa Fe and of other places where he was known that Judge Prince appointed him to the position of clerk of his Court, all the functions of which office, he has since been, and still is, faithfully, honestly and ably discharging. It is also alleged that Judge Prince has refused to appoint another clerk of his Court at this place. Well, if he has ever been asked to do so, he, undoubtedly, could not do otherwise than refuse, and his refusal in this respect, ought to be, by men of even ordinary intelligence, considered an ar gument in his favor rather than against him, for, if, in compliance with such request, he had appointed a clerk of his Court here, he would, in having done so, have committed an act of such gross ignorance of the organic law which prescribes his duty, and limits his power, in reference to the appointment of such officer, as would prove him to be unfit for the position he holds, and would constitute one of the best grounds for his removal. It is further alleged that, in consequence of the Judge's refusal as aforesaid, any person who may be required to "examine titles of real estate situated in this county, must

Santa Fe, in order to find out if there is

owned it." If transcripts or certified copies of such judgments are not recorded in the office of the Clerk of the Probate Court of this county, such judgments do not at all affect the title of said property. Therefore it would be folly "to go to the expense of telegraphing to Santa Fe in order to Surplus Fund. - find out this fact. As a legal corroboration of this assertion, I refer to the Act of 1874, entitled an act to create a Lien of Judgment upon Real Estate." As to the judge's conduct towards the attorneys engaged in a certain case at the last term of his court held here, I must say that it was not such as it ought to have been, and I think that he has since regretted naving acted in the manner in which he did. It is also stated that "he adjourned his court uptending in the least to support the on receiving a certain note written in charge of corruption. I should, in the imitation of a feminine hand, solicitinterest of pure administration of law ing him to come up immediately to see and justice, disclose the same on this her," the supposed writer thereof. occasion, but I am not aware of any That is not so. He did not "adjourn such fact or circumstance, nor do I his court upon receiving that note." know of any judicial act, ruling or de- He adjourned it at the usual hour of cision of Judge Prince, which even en- adjourning it, and, if after he so advy, hatred, malice, or jealousy, could journed it, "he went" to see the suppossibly characterize as corruptor even posed author of said note in compliconstrue to be such. On the contrary, ance with the request therein made. It every judicial act, ruling and decision showed that he is not a soulless, miserof his, and of which I have any knowl- able misogynist through the window of edge, evidences the fact, that he has whose calous heart the light of love the integrity, firmness and courage to never enters, and whose thoughts are decide impartially, honestly, and in ac- continually entombed in the dark sepcordance with law and justice between ulchre of his selfishness, but it evievery class of suitors, be the cause what | denced, on the contrary, that he, like it may, and however popular or un- all gentlemen of noble sensibilities, culpopular the plaintiff or defendant may | tivated taste and refined manners, is a be. It is also alleged that he is ignor- friend and an admirer of the fair sex, is ant of our common-law system of plead- fond of their society, loves to bask in ings and practice that he, in fact, knows the sunshine of their angelic smiles, nothing about law. To be candid, and I and is willing at all times and under it being the Christian belief that "an all circumstances to yield implicit obeopen confession is good for the soul," I dience to their behests. I would, theremyself said so at the last March term of fore, advise the author of this last his court here, and also at the last Aug- charge to give us a rest on that note afust term thereof; and the only reason I fair, and I shall now close this article then had for so stating was, that at the by saying in addition to what I have former term, I filed in a certain case hereinbefore stated relative to the legal pending in the court, a demurrer which and moral fitness or capacity of Judge I really believed would be sustained, Prince for the position he holds, that he but I had scarcely read the same when is one of the most intelligent and enterhe overruled it, and then cut me off prising citizens of this Territory; that from making, in its defense, an argu- the greater part of the capital which is ment which I then deemed legally suffi- now being employed to the developcient to prove to him that it ought to ment of our mineral resources and in be sustained. Being surprised and quite the creation and establishment of new angry at the summary manner in which industries, has been attracted hither by he disposed of it, I stated afterwards his faithful and intelligent representato some members of the bar that he did tions abroad of the great natural wealth not know even the rudiments of law, of New Mexico, and that even Las Veand that he was utterly unfit for the gas in losing him would lose one of her best friends. Adios, P. O. LYDON.

any judgments against the parties who

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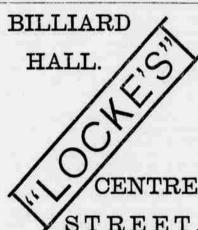
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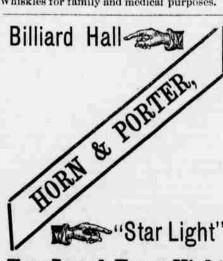
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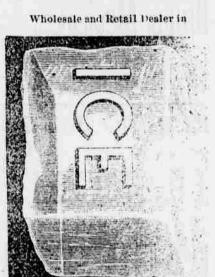
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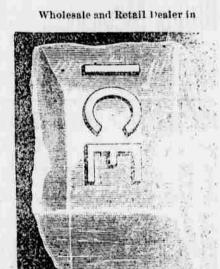
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